



# City of Pomona

505 S. Garey Ave  
Pomona, CA 91766

## Meeting Minutes

### City Council / Housing Authority / Successor Agency to the Redevelopment Agency

*Mayor Tim Sandoval  
Council Member Rubio R. Gonzalez  
Council Member Adriana M. Robledo  
Council Member Cristina Carrizosa  
Council Member Elizabeth Ontiveros-Cole  
Council Member Ginna E. Escobar  
Vice Mayor Robert S. Torres*

#### VISION STATEMENT

*Pomona will be recognized as a vibrant, safe, beautiful  
community that is a fun and exciting destination and the home of  
arts and artists, students and scholars, business and industry.*

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Monday, December 4, 2017

7:00 PM

Council Chambers

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**5:30 P.M.**

#### **CLOSED SESSION**

#### **Public Comment:**

#### **A. CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION (Pursuant to Government Code Section 54956.9 (d)(1))**

Humane Society of Pomona Valley, Inc. dba Inland Humane Society and SPCA  
v. City of Pomona

#### **B. CONFERENCE WITH LABOR NEGOTIATORS (Pursuant to Government Code Section 54957.6)**

Part Time Unrepresented Employees  
Part Time General Employees Unit  
Unrepresented Group A and B Employees  
Unrepresented Mid-Management Group C-2 Employees  
Pomona City Employees' Association, a Chapter of Teamsters Local 1932  
Pomona Mid-Management Confidential Employees Association (PMMCEA)  
Pomona Police Officers Association (PPOA)  
Pomona Police Managers Association (PPMA)

Labor Negotiators: Linda Lowry and Linda Matthews

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**C. CONFERENCE WITH REAL PROPERTY NEGOTIATORS  
(Pursuant to Government Code Section 54956.8)**

Property: 101 W. Mission Blvd.; APNs 8341-008-912, 913, 914 and 915

Negotiating Party: Optimax Irrevocable Trust Land Private Eq., Value Add Properties,  
LLC, MCA Properties and John Pena, LLC

Successor Agency's City Negotiator: Linda Lowry, City Manager

Under Negotiation: Price and Terms

**CITY ATTORNEY REPORT OUT FROM CLOSED SESSION**

Assistant City Attorney Jared stated that the City Council convened into Closed Session at 5:35 p.m., and that the items listed on the agenda had been announced prior to recessing into Closed Session. He stated Mayor Sandoval and Councilmembers Carrizosa, Ontiveros-Cole, Escobar, and Torres were present, and that Councilmember Gonzalez arrived at 5:40 p.m. and Councilmember Robledo joined the meeting via telephone at 5:45 p.m.

Assistant City Attorney Jared reported the following:

Item A: Councilmember Escobar did not participate in the discussion. The item was discussed; however, there was no final action taken and there was nothing further to report.

Item B: Councilmember Escobar did not participate in the discussion. The item was discussed; however, there was no final action taken and there was nothing further to report.

Item C: Councilmember Robledo had not yet joined the meeting and all other Councilmembers were present. The item was discussed and direction was provided; however, there was no final action taken and there was nothing further to report.

He reported that the Closed Session was recessed at 6:45 p.m.

**7:00 P.M.**

**CALL TO ORDER**

The City Council meeting was called to order at 7:00 p.m.

**ROLL CALL**

Present: Mayor Tim Sandoval  
Council Member Rubio Gonzalez  
Council Member Adriana Robledo  
Council Member Cristina Carrizosa  
Council Member Elizabeth Ontiveros-Cole  
Council Member Ginna E. Escobar  
Council Member Robert Torres

**STAFF PRESENT:**

Linda Lowry, City Manager  
Andrew Jared, Assistant City Attorney  
Eva M. Buice, City Clerk  
Genoveva Rocha, Deputy City Clerk

**POSTING OF COLORS**

The Posting of the Colors was presented by the Ganesha High School JROTC Color Guard.

**PLEDGE OF ALLEGIANCE**

Councilmember Gonzalez led the Pledge of Allegiance to the Flag.

**PRESENTATIONS**

A. Tree Lighting Ceremony

**THE CITY COUNCIL RECESSED AT 7:06 P.M. FOR THE TREE LIGHTING CEREMONY,  
AND RECONVENED AT 7:34 P.M.**

**MAYOR/COUNCILMEMBER COMMUNICATIONS**

In accordance with AB1234, the Mayor and Councilmembers reported on the following:

Councilmember Escobar reported that she had participated in the St. Joseph's Catholic Church food program. She thanked the Arab American Catholic community for their participation. She noted that she would be attending the Water Education for Latino Leaders (WELL) on Friday, December 8, 2017 at UCLA.

Vice Mayor Torres wished everyone a happy and safe Holiday.

Councilmember Carrizosa wished everyone the best for 2018. She reported that she, and several of the City Councilmembers, had attended the Gold Line Grand Opening on December 2, 2017, and noted that there were a number of State and local dignitaries in attendance.

Councilmember Ontiveros-Cole stated that she had attended the Toy Drive at Assemblymember Freddy Rodriguez' office in Chino.

Councilmember Robledo wished everyone a Happy Holiday.

**CITY MANAGER COMMUNICATIONS**

City Manager Lowry thanked the Community Service and Public Works Departments for putting together the Tree Lighting Ceremony, and stated that that every year the event gets

better in a cost effective way. She announced that Police Chief Capraro would be retiring at the end of the month. She advised that the City Council had accepted her recommendation to appoint Deputy Chief Olivieri as the Interim Police Chief.

City Manager Lowry asked Police Chief Capraro to provide a brief presentation on a new service available to everyone with a cell phone.

Police Chief Capraro informed that mobile phone users would now have access to Text to 911, and would be able to text their emergencies to law enforcement in Los Angeles County. He advised that in 2015, the Pomona Police Department became one of the first law enforcement agencies to install Text to 911. On December 1, 2017 it was officially announced that Los Angeles County was going live with the Text to 911 service.

Mayor Sandoval thanked Police Chief Capraro for his years of service to the community.

### **PUBLIC PARTICIPATION**

Douglas Pierce, Pomona, spoke regarding issues he was having with his property.

Ishmael Arias, Pomona, invited everyone to attend the Pomona Christmas Parade on Saturday, December 9, 2017, at 6:00 p.m., and that the theme this year was "Pomona Express."

Daisy Villanueva, Pomona, stated that she would like to start a program similar to Ted Talks, where students in the community could be connected with people that were passionate about the same things.

Alberto Andrati, Pomona, stated that a new landlord had taken over the Curran Place Apartments and had raised the rents significantly, and that the building was in poor condition. He requested that the City Council consider a rent control ordinance.

Leonardo Cerna, Pomona, requested assistance from the City regarding the landlord issue they were having at Curran Place Apartments.

Ysenia Meza, Pomona, stated that the new owner of the Curran Place Apartment complex, Positive Investments, was raising the rents \$200-300 per month. She stated the building was in poor condition, and Code Enforcement had been involved. She requested that the City Council consider a rent control ordinance.

Benjamin Wood, Pomona Economic Opportunity Center representative, advised that they had been working with the residents of Curran Place Apartment complex to help them understand their rights and options. He noted that the condition of the 28 units was substandard. He requested that the City Council consider some type of rent control protection.

Randy Beckendam, Pomona, noted that the Pomona Farmer's Market was sponsored by Inland Valley Hope Partners, and that the Market took place on Saturday mornings between 7:30 and 11:30 a.m. in the parking lot of Purpose Church. He noted that excess produce from the Farmer's Market was donated to local food banks, and encouraged everyone to shop at

the Market.

Elinor Crescenzi, United Voices of Pomona for Environmental Justice representative, requested that they be included in any discussions or plans regarding zero-waste and waste management.

Jill Stark, Pomona, stated that ten years ago less than 50 percent of ninth grade students in Pomona graduated from high school, and that Fairplex officials decided to do something about it. She noted that Fairplex had been involved in the C-Tech and Bright Prospects programs, which helped students graduate from high school and attend college.

Carlos Ramirez, Pomona, requested that the City help mediate between the tenants and the new landlord of the Curran Place Apartments, regarding rent increases and the poor living conditions of the apartments.

Harry Brown Hegal, Pomona, advised that the Pomona Valley Certified Farmer' Market participated in the Market Match program, where those on assistance programs would be able to purchase double the amount of fruits and vegetables for the same price.

### **CONSENT CALENDAR**

**MOTION BY COUNCILMEMBER CARRIZOSA, SECOND BY COUNCILMEMBER ESCOBAR, CARRIED 7-0, to approve the Consent Calendar.**

1. Adopt a Resolution Amending the FY 2017-18 Public Works Operating Budget by Re-Appropriating \$254,274 for Vehicles Included in FY 2016-17 Operating Budget (Carryover Necessitated by Delay in United States Environmental Protection Agency (USEPA) and the California Air Resources Board (CARB) Certification for Vehicle Emission Standards)

#### **RESOLUTION NO. 2017-164**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, AMENDING THE FY 2017-18 PUBLIC WORKS OPERATING BUDGET BY RE-APPROPRIATING \$254,274 (\$47,200 TO FUND 215-50900 AND \$207,074 TO FUND 245) FOR VEHICLES AUTHORIZED FOR PURCHASE IN FISCAL YEARS 2016-17**

2. Authorize Execution of a Memorandum of Understanding Between the Cities of Pomona, San Dimas, La Verne, and Claremont, and the San Gabriel Valley Council of Governments to Host a CicLAvia Event on April 22, 2018, and Adopt a Resolution Amending the FY 2017-18 Revenue Estimates and Operational Expenses for the General Fund and Traffic Offender Fund by Appropriating \$20,000 in Prop C Grant Funds for the Event

#### **RESOLUTION NO. 2017-165**

**A Resolution OF THE CITY COUNCIL OF THE CITY OF POMONA, Amending the FY 2017-18 OPERATING BUDGET BY INCREASING THE REVENUE ESTIMATES AND OPERATIONAL EXPENSES IN THE GENERAL FUND (\$13,000) AND TRAFFIC**

**OFFENDER FUND (\$7,000), FOR RECEIPT OF \$20,000 IN GRANT PROP C GRANT FUNDS FOR PURSUANT TO THE MEMORANDUM OF UNDERSTANDING FOR A CICLAVIA EVENT ON APRIL 22, 2018**

3. Adopt a Resolution Amending the FY 2017-18 Capital Improvement Program (CIP) Budget to Create a New CIP Project "Pedestrian Improvements - Hamilton Boulevard and 12th Street," Project No. 428-2590-XXXXX-67923, and Appropriate \$5,000 Each from District 2 (418-1302-89987-72102) and District 3 (418-1302-89987-72103) CIP Carryover Discretionary Fund Balances to the New Project

**RESOLUTION NO. 2017-166**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, AMENDING THE FY 2017-18 CAPITAL IMPROVEMENT PROGRAM (CIP) BUDGET TO CREATE A NEW CIP PROJECT, "PEDESTRIAN IMPROVEMENTS - HAMILTON BOULEVARD AND 12TH STREET," PROJECT NO. 428-2590-XXXXX-67923, AND APPROPRIATING \$5,000 EACH FROM DISTRICT 2 (418-1302-89987-72102) AND DISTRICT 3 (418-1302-89987-72103) DISCRETIONARY FUND BALANCES TO THE NEW PROJECT**

4. Authorization to Submit Comment Regarding the 2018 California State Rail Plan Requesting that Pomona Be Considered as An Ideal Location for the "San Gabriel Valley Hub," with Corresponding Rail Improvements and Investments
5. Introduction and First Reading of Proposed Amendments to Section 6-42 of the Pomona City Code Pertaining to Dog/Cat Licenses and Tags

**ORDINANCE NO. 4243**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, AMENDING SECTION 6-42 OF THE POMONA CITY CODE REGARDING ISSUANCE OF DOG AND CAT LICENSING TAGS**

**DISCUSSION CALENDAR**

6. Discussion and Direction on Whether to Bring Forth an Ordinance to Enter into a Joint Powers Agreement (JPA) with the Los Angeles Community Choice Energy (LACCE) Program to Procure and Provide Electric Power to Residents and Businesses of the City

Water Resources Director Poulsen provided a brief presentation.

Karen Lantz, Pomona, spoke in support of joining the LACCE, and encouraged the use of wind generated power.

Dr. Kyle Brown, Clean and Green Pomona representative, expressed support for the LACCE program, and noted that it was an opportunity to offer the residents electricity at a lower cost and provided freedom of choice. He encouraged the City Council to support the LACCE

program.

Discussion ensued regarding the JPA board, the number of cities on board and others in various stages of approval, effects on rates for big industry, percentage of savings, provision of a choice for the residents, meeting deadlines, use of green energy, and opt out choices.

The City Council requested that Staff bring back more information on this item at the December 18, 2017 Regular City Council meeting.

7. Discussion and Direction on Whether to Adopt Resolutions Approving Participation in Four (4) Property Assessed Clean Energy (PACE) Programs

**RESOLUTION NO. 2017-**

**ADOPT A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, CONSENTING TO THE INCLUSION OF PROPERTIES WITHIN THE TERRITORY OF THE CITY IN THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY OPEN PACE PROGRAMS; AUTHORIZING THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY TO ACCEPT APPLICATIONS FROM PROPERTY OWNERS, CONDUCT CONTRACTUAL ASSESSMENT PROCEEDINGS AND LEVY CONTRACTUAL ASSESSMENTS WITHIN THE TERRITORY OF THE CITY; AND AUTHORIZING RELATED ACTIONS**

**RESOLUTION NO. 2017-**

**ADOPT A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, CONSENTING TO THE INCLUSION OF PROPERTIES WITHIN THE TERRITORY OF THE CITY IN THE CALIFORNIA STATEWIDE COMMUNITIES DEVELOPMENT AUTHORITY (CSCDA) OPEN PACE PROGRAMS; AUTHORIZING THE CSCDA TO ACCEPT APPLICATIONS FROM PROPERTY OWNERS, CONDUCT CONTRACTUAL ASSESSMENT PROCEEDINGS AND LEVY CONTRACTUAL ASSESSMENTS WITHIN THE TERRITORY OF THE CITY; AND AUTHORIZING RELATED ACTIONS**

**RESOLUTION NO. 2017-**

**ADOPT A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, APPROVING ASSOCIATE MEMBERSHIP BY THE CITY IN THE CALIFORNIA ENTERPRISE DEVELOPMENT AUTHORITY; AUTHORIZING AND DIRECTING THE EXECUTION OF AN ASSOCIATE MEMBERSHIP AGREEMENT RELATING TO ASSOCIATE MEMBERSHIP OF THE CITY IN THE AUTHORITY; AUTHORIZING THE CITY TO JOIN THE FIGTREE PACE PROGRAM; AUTHORIZING THE CALIFORNIA ENTERPRISE DEVELOPMENT AUTHORITY TO CONDUCT CONTRACTUAL ASSESSMENT PROCEEDINGS AND LEVY CONTRACTUAL ASSESSMENTS WITHIN THE TERRITORY OF THE CITY OF CORNING; AND AUTHORIZING RELATED ACTIONS**

**RESOLUTION NO. 2017-**

**ADOPT A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, CONSENTING TO INCLUSION OF PROPERTIES WITHIN THE CITY'S JURISDICTION IN THE GOLDEN STATE FINANCE AUTHORITY COMMUNITY FACILITIES DISTRICT NO. 2014-1 (CLEAN ENERGY) TO FINANCE RENEWABLE ENERGY IMPROVEMENTS, ENERGY EFFICIENCY AND WATER CONSERVATION IMPROVEMENTS, ELECTRIC VEHICLE CHARGING INFRASTRUCTURE AND OTHER IMPROVEMENTS AND APPROVING ASSOCIATE MEMBERSHIP IN THE JOINT EXERCISE OF POWERS AUTHORITY RELATED THERETO**

**RESOLUTION NO. 2017-**

**ADOPT A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, CONSENTING TO INCLUSION OF PROPERTIES WITHIN THE CITY'S JURISDICTION IN THE GOLDEN STATE FINANCE AUTHORITY PROGRAM TO FINANCE RENEWABLE ENERGY GENERATION, ENERGY AND WATER EFFICIENCY IMPROVEMENTS, ELECTRIC VEHICLE CHARGING INFRASTRUCTURE, AND OTHER IMPROVEMENTS AND APPROVING ASSOCIATE MEMBERSHIP IN THE JOINT EXERCISE OF POWERS AUTHORITY RELATED THERETO**

Water Resources Director Poulsen provided a brief presentation.

Mary Lou, Renew Financial representative, advised that there was new legislation governing the PACE program which required consumer protections, ability to pay provisions, and required licensing and reporting by financing agencies.

Taylor Leibold, Eve Three representative, stated that the new regulations mandated disclosure calls to the homeowner to review the terms of the loan, and that the homeowner had three days to cancel the contract. She noted that the additional programs provided more options, as well as lower interest rates.

Monica Garcia, Why Green representative, provided additional information regarding new legislation, particularly AB 2693, which fortified consumer protections.

Discussion ensued regarding interest rates, ability to pay, aggressive sales calls, and new legislation.

The City Council requested that Staff provide more information on this item at a future Regular City Council meeting.

Mayor Sandoval requested that Item 8 be added to the agenda as it had come up after the posting of the agenda, and required immediate attention.

**MOTION BY MAYOR SANDOVAL, SECOND BY COUNCILMEMBER GONZALEZ, CARRIED 7-0 TO ADD A FINDING OF PUBLIC BENEFIT.**

**8. Finding of Public Benefit to the Community at Large for Recommended Expenditures**

- A) Amount to be determined to Santa's Cop Annual Toy Drive. Amount requested: TBD
- B) Amount to be determined to Right Choice Outreach Ministry. Amount requested: \$400
- C) Amount to be determined to add Little Free Library Program to four parks in District 1.  
Amount requested: TBD
- D) Amount to be determined to Kennedy Community Center for a Teen Center. Amount requested: TBD

**MOTION BY MAYOR SANDOVAL, SECOND BY COUNCILMEMBER ONTIVEROS-COLE, CARRIED 7-0, to approve the Finding of Public Benefit.**

**MATTERS INITIATED BY CITY COUNCILMEMBERS**

Councilmember Ontiveros-Cole requested that staff look into the costs for holiday lighting in the parks for the 2018 holiday season.

Councilmember Carrizosa thanked staff for the work that had gone into the Tree Lighting Ceremony.

**ADJOURNMENT**

The City Council meeting was adjourned at 9:42 p.m.

The next regular City Council meeting will be held on Monday, December 18, 2017, Closed Session will begin at 5:30 p.m. and the open session shall commence at 7:00 p.m. in the City Council Chambers.

Respectfully submitted,

ATTEST:

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EVA BUICE, MMC  
City Clerk/Secretary of the Pomona  
Housing Authority/Successor Agency to the  
the Redevelopment Agency

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TIM SANDOVAL  
Mayor/Chair of the Pomona  
Housing Authority/Successor Agency to  
Redevelopment Agency